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Serial No. 10/712,217

Response to Restriction Requirement of November 30, 2004

Attorney Docket No. OBJ-10702/16

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian J. Osterberg

Serial No.: 10/712,217

Group Art Unit: 3743

Filing Date: November 13, 2003

Examiner: Camtu T. Nguyen

For: IMPROVED CONDOM

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed November 30, 2004, Applicant provisionally elects without traverse the THIRD species as shown in Figures 2a and 2b and claimed in claims 5 – 14.

REMARKS

In the Office Action, the Examiner requested restriction of the application to either a first species represented by Fig 1a, a second species represented by Fig 1b; a third species represented by Figs 2a and 2b; a fourth species represented by Fig 3a; a fifth species represented by Fig 3b; a sixth species represented by Figs 4a and 4b [note the office action refers to non-existent Figs 6a and 6b] or a seventh species represented by Figs 4c and 4d. In response, Applicant has elected the third species, represented by Figs 2a and 2b and claims 5 – 14, for further prosecution.